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5
6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 **-oO-**

9 UNITED STATES OF AMERICA,)
10 Plaintiff,) 2:16-CR-00050-RFB Lead Case
11 vs.) 2:09-CR-00487-LDG Member Case
12)
13 JONATHAN LEE SMITH, Jr.,)
14 Defendant.)

)

15 The United States, by Daniel G. Bogden, United States Attorney, and Jared L. Grimmer,
16 Assistant United States Attorney, and Brian Pugh, and Brenda Weksler, Assistant Federal Public
17 Defenders, both counsel for defendant Jonathan Lee Smith, Jr., jointly move the Court to
18 consolidate the above-captioned cases under a single case number, preferably 2:16-CR-00050-
19 RFB, as set forth below:

20 1. On December 16, 2016 the defendant was arrested on a warrant issued by this Court
21 following the government's filing of a complaint alleging multiple counts of bank robbery. At the
22 time of the alleged offenses, the defendant was serving a period of supervised release. Among the
23 conditions imposed was that he "not commit another Federal, State or local crime during the term
24 of supervision." A revocation hearing for the allegations of violation of supervised release is
25 currently set for March 10, 2016.

1 2. The parties negotiated a pre-indictment plea agreement, which seeks to resolve both the
2 new charges and the alleged violations of conditions of supervised release as part of a “global
3 resolution.” On February 25, 2016, the defendant appeared before United States District Judge
4 Richard F. Boulware, II and entered a plea of guilty in accordance with his plea agreement. The
5 Court set sentencing for May 25, 2016.

6 3. Because the plea agreement includes a proposed resolution to both the bank robberies
7 and the alleged violations of conditions of supervised release, and both arise out of the same
8 conduct, the parties respectfully request that the Court enter an Order consolidating these two
9 cases under 2:16-CR-00050-RFB.

10 DATED this 26th day of February, 2016.

11 Respectfully submitted,
12 DANIEL G. BOGDEN
United States Attorney

13 /s/

14 /s/

15 BRIAN PUGH
Assistant Federal Public Defender
Counsel for Defendant Smith
2:16-CR-00050-RFB

16 JARED L. GRIMMER
Assistant United States Attorney

17 /s/

18 /s/

19 BRENDA WEKSLER
Assistant Federal Public Defender
Counsel for Defendant Smith
2:09-CR-00487-LDG-LRL

20 So Ordered:

21 
United States District Judge

22 Lloyd D. George

23 
Date



24 RICHARD F. BOULWARE, II

25 United States District Judge

26 DATED this 4th day of March, 2016.